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5 IN THE UNITED STATES DISTRICT COURT

6 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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8 MELISSA COOK, No. C 06-04337 MJJ

9 Plaintiff,

**ORDER OF DISMISSAL**

10 v.

11 FRANK MORROW,

12 Defendant.

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14 The Parties hereto, by their counsel, having advised the Court that they have agreed to a  
15 settlement of this cause,

16 IT IS HEREBY ORDERED that this cause be dismissed with prejudice; provided, however,  
17 that if any party hereto shall certify to this Court, with proof of service of a copy to opposing  
18 counsel, within ninety (90) days from the date of this order, that the agreed consideration for said  
19 settlement has not been delivered over, the foregoing Order shall stand vacated and this cause shall  
20 forthwith be restored to the calendar to be set for trial.

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22 Dated: 12/13/07

  
23 MARTIN J. JENKINS  
24 UNITED STATES DISTRICT JUDGE

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